

MORGAN, LEWIS & BOCKIUS LLP  
CARRIE A. GONELL (SBN 257163)  
cgonell@morganlewis.com  
CHRISTOPHER M. ROBERTSON (SBN 139449)  
crobertson@morganlewis.com  
5 Park Plaza, Suite 1750  
Irvine, CA 92614  
Tel: 949.399.7000  
Fax: 949.399.7001

Attorneys for Defendant  
JPMORGAN CHASE BANK, N.A.

BLUMENTHAL, NORDREHAUG & BHOWMIK  
NORMAN B. BLUMENTHAL (SBN 068687)  
norm@bamlawlj.com  
KYLE R. NORDREHAUG (SBN 205975)  
kyle@bamlawlj.com  
APARAJIT BHOWMIK (SBN 248066)  
aj@bamlawlj.com  
PIYA MUKHERJEE (SBN 274217)  
piya@bamlawlj.com  
2255 Calle Clara  
La Jolla, CA 92037  
Tel: 858.551.1223  
Fax: 858.551.1232

Attorneys for Plaintiff  
DANIEL MAES

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

DANIEL MAES, an individual, on behalf of  
himself, and on behalf of all persons similarly  
situated,

Plaintiff,

vs.

JPMORGAN CHASE BANK, a New York  
Corporation; and, CHASE HOME FINANCE  
LLC, a Delaware Limited Liability Company;  
and DOES 1 through 50, inclusive,

Defendants.

Case No. 12-CV-0782 JAH MDD

**JOINT MOTION FOR (1) LEAVE FOR  
PLAINTIFF TO FILE A FIRST  
AMENDED COMPLAINT AND  
(2) AMENDMENT OF DEFENDANT'S  
ANSWER**

Assigned to: Hon. John A. Houston  
Mag. Judge: Hon. Mitchell D. Dembin

Complaint Filed: February 3, 2012  
Trial Date: Not Set

1 WHEREAS, Plaintiff Daniel Maes ("Plaintiff") filed a Complaint on February 3, 2012 in  
2 the Superior Court of California, County of San Diego;

3 WHEREAS, on March 29, 2012, Defendant JPMorgan Chase Bank, N.A. ("Defendant")  
4 filed its Answer to Plaintiff's Complaint;

5 WHEREAS, on March 30, 2012, Defendant removed this case to the United States  
6 District Court, Southern District of California.

7 WHEREAS, Plaintiff sent notice of alleged Labor Code violations pursuant to the Private  
8 Attorneys General Act of 2004, Labor Code Section 2699 ("PAGA"), to the Labor and  
9 Workforce Development Agency (the "LWDA") on February 29, 2012;

10 WHEREAS, on April 4, 2012, the LWDA notified Plaintiff that it does not intend to  
11 investigate the alleged Labor Code violations;

12 WHEREAS, the parties have agreed that (1) Plaintiff may file the proposed First  
13 Amended Complaint, attached hereto as Exhibit #1, which adds an additional claim for relief  
14 under PAGA; and (2) Defendant's previously-filed Answer to Plaintiff's original Complaint, as  
15 amended to include Defendant's defenses to Plaintiff's newly-proposed PAGA claim which are  
16 attached hereto as Exhibit #2, shall be deemed responsive to Plaintiff's First Amended Complaint.

17 NOW, THEREFORE, Plaintiff and Defendant, through their respective counsel of record,  
18 stipulate to: (1) Plaintiff filing the First Amended Complaint, attached hereto as Exhibit #1, as  
19 the operative Complaint; and (2) Defendant's previously-filed Answer to Plaintiff's original  
20 Complaint, as amended to include Defendant's defenses to Plaintiff's newly-proposed PAGA  
21 claim which are attached hereto as Exhibit #2, being deemed responsive to Plaintiff's First  
22 Amended Complaint.

23

24

25

26

27

28

1 Dated: April 26, 2012

MORGAN, LEWIS & BOCKIUS LLP

2  
3 By

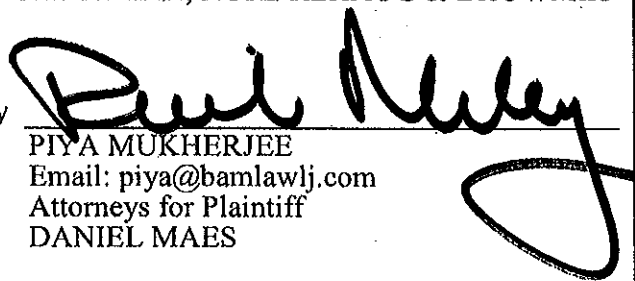


CARRIE A. GONELL  
Email: cgonell@morganlewis.com  
Attorneys for Defendant  
JPMORGAN CHASE BANK, N.A.

4  
5  
6 Dated: April 30 2012

BLUMENTHAL, NORDREHAUG & BHOWMIK

7  
8 By



PIYA MUKHERJEE  
Email: piya@bamlawlj.com  
Attorneys for Plaintiff  
DANIEL MAES